

**United States District Court**

**EASTERN DISTRICT OF TEXAS**

**SHERMAN DIVISION**

TEXAS MOTOR COACH L.C., ET AL.

§

V.

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§

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BLUE BIRD BODY COMPANY

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CASE NO. 4:05CV34  
(Judge Schneider/Judge Bush)

**MEMORANDUM ADOPTING REPORT AND RECOMMENDATION**  
**OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report of the United States Magistrate Judge in this action, this matter having been heretofore referred to United States Magistrate Judge Don D. Bush pursuant to 28 U.S.C. § 636. On November 22, 2005, the Report of the Magistrate Judge was entered containing his proposed findings of fact and recommendation that Defendant's Motion for Summary Judgment be GRANTED.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the Court. It is, therefore,

**ORDERED, ADJUDGED and DECREED** that Defendant's Motion for Summary Judgment is GRANTED.

**SIGNED** this 13rd day of December, 2005.



MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE